**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO. 27 OF 2006**

Shri Dinesh Putanlal Chaurasiya. ...Applicant
V/s.
The State of Maharashtra. ...Respondent

Mr.Rajan Salvi for Applicant.
Ms.M.M. Deshmukh, APP for the State.

**CORAM : V.M. KANADE, J.**

**DATED : JANUARY 16, 2006**

**P.C. :-**

. Heard learned Counsel for the applicant and learned APP for the State.

. The applicant was arrested by Khopoli Police Station on 14th August, 2005 in connection with the C.R.No.129/05 for the offence punishable under Section 304B of the IPC. It is alleged that applicant's wife committed suicide due to the harassment and demand of dowry by the applicant and his relatives.

2. Learned Counsel for the applicant submits that the applicant was suffering from mental illness even before her marriage and is relying on the Doctor's

certificate in support of the said submission. He submitted that the statement of the complainant that he had sold the truck and had paid Rs.2 lakhs out of the sale proceeds to the applicant is an incorrect statement. He has produced the RTO records which indicate that the said truck was sold almost four months after the alleged date of sale and that he had purchased a flat before the sale of the truck. The chargesheet has been filed.

3. In my view, this is a fit case for grant of bail. The applicant has a permanent place of residence in Mumbai. It does appear that the deceased was suffering from psychiatric illness which is evident from the certificate of the Doctor which is annexed to the petition. The criminal trial is not likely to be over for quite sometime. There is one child from the marriage who is at present with the complainant.

4. Considering these facts and circumstances, the applicant is released on bail in the sum of Rs.10,000/- with one or two sureties in the like amount. The

applicant shall report the Khopoli Police Station once in a month.

. Application is allowed in the above terms.

**(V.M. KANADE, J.)**